#### PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Docket No: Q94153

Masao SUDOH, et al.

Appln, No.: 10/574,476 Group Art Unit; 1611

Confirmation No.: 2354 Examiner: Marcos L SZNAIDMAN

Filed: April 3, 2006

For: INFUSION PREPARATION CONTAINING (2R)-2-PROPYLOCTANOIC ACID AS

THE ACTIVE INGREDIENT

## SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Terminal Disclaimer in the above-identified application. The USPTO is directed and authorized to charge the statutory fee of <u>\$140.00</u> and all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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Date: October 15, 2008

# TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION

Docket Number Q94153

In re Application of: Masao SUDOH, et al.

Application No.: 10/574,476

Filed: April 3, 2006

INFUSION PREPARATION CONTAINING (2R)-2-PROPYLOCTANOIC ACID AS THE ACTIVE

For: INGREDIENT

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are helieved to be true; and further that these statements were made with the knowledge that willfulf labe statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willfulf labe statements may icopardize be validity of the amplication or any nation issued thereon.

The undersigned is an attorney or agent of record.

/Sunhee Lee/		October 15, 2008	
Signature		Date	_
Sunhee Lee	53,892	202-775-7588	
Typed or printed name	Reg No.	Telephone Number	_

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